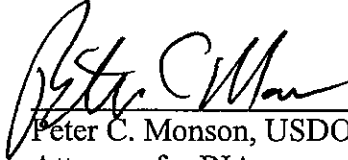
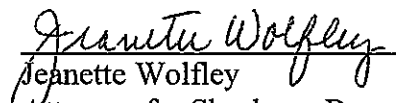
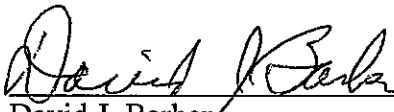


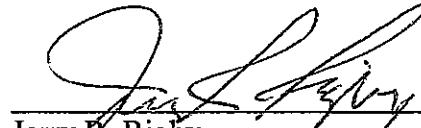
OBJECTORS:

 5/21/09
Peter C. Monson, USDOJ Date
Attorney for BIA

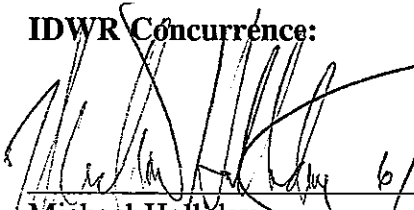
 4/16/09
Jeanette Wolfley Date
Attorney for Shoshone-Bannock Tribes

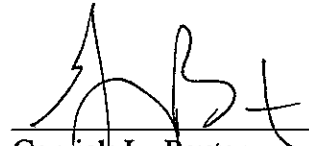
RESPONDENT:

 5/13/2009
David J. Barber Date
Attorney for State of Idaho

 5-1-09
Jerry R. Rigby Date
Attorney for Committee of Nine

IDWR Concurrence:

 6/2/2009
Michael Holliday Date
Senior Water Resource Agent

 6/10/09
Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-11016

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP
1744 CEDAR VIEW RD
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 27.200 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs. Combined Right Nos.: 27-11016, 27-12027 and 27-10096.

The rights listed below are limited to a total combined annual diversion volume of 9.17 af for stockwater. Combined Right Nos.: 27-11016, 27-12000, and 27-12004.

PRIORITY DATE: 11/01/1886

POINT OF
DIVERSION:

T07S R43E S26 SWNESE Within CARIBOU County
T07S R43E S26 SWNESE Within CARIBOU County
~~T07S R43E S26 SENESE Within CARIBOU County~~

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE:	PERIOD OF USE:	QUANTITY:
IRRIGATION	04/15 07/01	27.200 CFS
STOCKWATER	04/15 07/01	0.040 CFS
		<u>2.400 AFY</u>

PLACE OF USE: IRRIGATION in CARIBOU County

T07S R43E S26	SWSW	28.00	T07S R43E S26	SESW	17.00
T07S R43E S26	NESE	0.60	T07S R43E S26	SWSE	31.00
T07S R43E S26	SESE	11.00	T07S R43E S27	SWNE	8.00
T07S R43E S27	SENW	2.00	T07S R43E S27	NESW	7.00
T07S R43E S27	SWSW	4.50	T07S R43E S27	SESW	37.00
T07S R43E S27	NESE	2.40	T07S R43E S27	NWSE	13.00
T07S R43E S27	SWSE	24.00	T07S R43E S27	SESE	39.00
T07S R43E S34	NENE	40.00	T07S R43E S34	NWNE	40.00
T07S R43E S34	SWNE	40.00	T07S R43E S34	SENE	39.00
T07S R43E S34	NENW	40.00	T07S R43E S34	NWNW	31.00
T07S R43E S34	SENW	40.00	T07S R43E S34	NESW	30.00
T07S R43E S34	NESE	15.00	T07S R43E S34	NWSE	20.00

Stipulation

27-11016

1

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T07S R43E S34	SWSE	19.00	T07S R43E S34	SESE	40.00
T07S R43E S35	NWNE	20.00	T07S R43E S35	SWNE	25.00
T07S R43E S35	NENW	22.00	T07S R43E S35	NWNW	27.00
T07S R43E S35	SWNW	19.00	T07S R43E S35	SENW	37.00
T07S R43E S35	NESW	40.00	T07S R43E S35	NWSW	32.00
T07S R43E S35	SWSW	40.00	T07S R43E S35	SESW	34.00
T07S R43E S35	NWSE	23.00	T07S R43E S35	SWSE	15.00
T08S R43E S02 Lot 3	NENW	6.50	T08S R43E S02 Lot 4	NWNW	35.00
T08S R43E S03 Lot 1	NENE	27.00			

STOCKWATER same as IRRIGATION

1021 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1021 acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027, and 27-10096.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

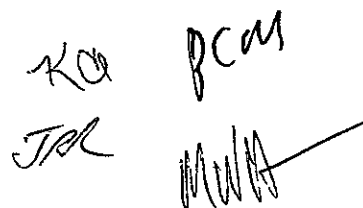


EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a combination of old Right Nos. 27-32, 27-42, 27-43 and 27-44.

Stockwater use is for 500 cow/calf pairs.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



CERTIFICATE OF MAILING

I certify that on 6/11, 2009, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

SHOSHONE-BANNOCK TRIBES

Represented by:

JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N. ARTHUR
POCATELLO, ID 83202

STATE OF IDAHO

Represented by:

NATURAL RESOURCES DIV. CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

COMMITTEE OF NINE

Represented by:

BARKER, ROSHOLT & SIMPSON LLP
113 MAIN AVE W, STE 303
P.O. BOX 485
TWIN FALLS, ID 83303-0485

COMMITTEE OF NINE

Represented by:

RAY W. RIGBY

25 N 2ND E

P.O. BOX 250

REXBURG, ID 83440-0250

PRESTON R. ALLEN & SONS

PARTNERSHIP

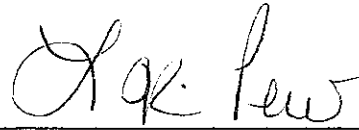
2601 E 300 S

DECLO, ID 83323

DIRECTOR OF IDWR

P.O. BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, appearing to read "R. W. Rigby", written in black ink.

Signature of person or attorney mailing the form